IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(SPECIAL ORIGINAL JURISDICTION)

THURSDAY THE THIRD DAY OF NOVEMBER TWO THOUSAND AND FIVE

: PRESENT :

THE HON'BLE MR. JUSTICE: **GODA RAGHURAM**

W.P. No. 10133 of 2000 & 17266 of 2001

WP.No. 10133 of 2000:

Between:

1. Chinthala Jayander Reddy, S/o. Venkat Reddy
2. Kottam Kumara Swamy, S/o. Mallaiah
3. Bandaru Ravi, S/o. Mallaiah
4. Varaganti Komuraiah, S/o. Achaiah.
5. Andra Ram Reddy, S/o. Narsimha Reddy
6. Jhallapalli Kommaiah, S/o. Venkata Narsu.
7. Gorishala Kumaraswamy, S/o. Mallaiah.
8. Thogaru Malla Reddy, S/o. Keshava Reddy
9. Thella Samba Reddy, S/o. Raghava Reddy
10. Kandi Malla Reddy, S/o. Sammaiah.

Petitioners

AND

1. The District Cooperative Officer, Warangal, Warangal District.
2. The Mandal Revenue Officer/Person-in-Charge, Primary Agricultural Cooperative Society, Chennaraopet, Chennaraopet Mandal, Warangal District.
3. Md. Rabbani, S/o. Akbar, R/o. Gudenga, Guduru Mandal, Warangal District.

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court will be pleased to issue a writ of 'Mandamus' or any other appropriate writ, order or direction declaring the orders dt. 11-10-95 in proceeding No. 382/92-D, passed by the 1st respondent and consequential order dtl 20-10-95 proceeding No. 130/94 passed by the 2nd respondent reinstating the 3rd respondent into service of the society as illegal, arbitrary, and without jurisdiction.

The Petition coming on for orders as to admission upon perusing the petition and the affidavit filed herein and upon hearing the arguments of Mr. M.S.N.Prasad, Advocate for the Petitioners and of G.P. for Co-operation for the Respondents 1 & 2 and of Mr. A.K.Jayaprakash Rao, Advocate for the Respondent No.3.

WP.No. 17266 of 2001:

Between:

1. R.Venkat Reddy (Admn No. 2759)
2. Kandi Malla Reddy (Admn No. 1459)
3. Bhukya Ramsingh (Admn No. 139)
4. Banapuram Ramanaiah (Admn No. 344)
5. Geeda Ramchandraiah (Admn No. 1967)
6. Bandaru Ravi (Admn No. 849)
7. Puram Shiv Kumar (Admn No. 1647)
8. Banapuram Rajender (Admn No. 1649)
9. Tummalapalli Ram Reddy (Admn No. 1631)
10. Kasula Tirumalesam (Admn No. 179)
11. Kurapati Rajaiah (Admn No. 8025)

12. Balluri Sanjeeva Reddy (Admn No. 7713)
13. Chindala Madhusudhan Reddy (Admn No. 804)
14. Mernu Chinna Ailaiah (Admn No. 7486)

Petitioners

AND

1. The District Collector (Co-operation), Warangal.

..2..

2. The District Co-operative Officer, Warangal.
3. The Mandal Revenue Officer/Person Incharge, Chennaraopet Mandal, Warangal District.
4. Md. Rabbani, S/o. Akbar, R/o. Gudenga, Guduru Mandal, Warangal District.

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the order issued by the District Collector (Co-operation) Warangal the 1st respondent herein in Rc.No.1952/95.D1, dt. 28-7-2001 directing the 3rd respondent to reinstate the 4th respondent as Ex.Field Officer P.A.C.S., Chennaraopet, into service as illegal, capricious, without any authority of law or jurisdiction and against the Provisions of A.P. Co-operative Society Act and set aside the same.

The Petition coming on for orders as to admission upon perusing the petition and the affidavit filed herein and upon hearing the arguments of Mr. V.Sudhakar Reddy, Advocate for the Petitioners and of G.P. for Co-operation for the Respondents 1 to 3 and of Mr. A.K.Jayaprakash Rao, Advocate for the Respondent No.4.

The Court made the following **ORDER:**

" No counter affidavits have been filed by the Official respondents ie., District Co. operative Officer, Warangal, the Mandal Revenue Officer-cum-Person incharge, PACS, Chennaraopet Mandal, Chennaraopet, Warangal District, The District Collector (Co.operation), Warangal, The District Co-operative Officer, Warangal or the Mandal Revenue Officer-cum-Person incharge, PACS, Chennaraopet Mandal, Warangal District either in WP.No. 10133 of 2000 or WP.No. 17266 of 2001. Four years and more have been gone by since the institution of these writ petitions.

In the circumstances, the above respondents are directed to be present before this court without any demur or default along with connected records by the next date of hearing.

List on 24-11-2005.

Learned Government Pleader for Co-operation undertakes to intimate to thee respondents the requirement of being present in the court along with connected records.

The Registry also directed to issue urgent notices for the presence of the said respondents on 24-11-2005."

ASSISTANT REGISTRAR

// TRUE COPY //
for ASSISTANT REGISTRAR

To

1. The District Collector (Co-operation), Warangal.
2. The District Co-operative Officer, Warangal.
3. The Mandal Revenue Officer/Person-in-Charge, Primary Agricultural Cooperative Society, Chennaraopet, Chennaraopet Mandal, Warangal District.
4. Md. Rabbani, S/o. Akbar, R/o. Gudenga, Guduru Mandal, Warangal District.
   (**1 to 4 by RPAD with a direction to be present before this court without any demur or default on 24-11-2005 at 10.30 A.M. alongwith connected records**)
5. Two CCs to G.P. for Co-operation, High Court of A.P., Hyderabad. (**By Spl. Messenger to intimate the respondents to be present in the court alongwith connected records**)
6. The Section Officer, Writ Notice Section, High Court of A.P., Hyderabad.
7. One spare copy.

SAH

HIGH COURT

NVR, J

DATE: 8-9-2005
NOTE: POST NEXT WEEK.

ORDER

W.P. NO. 19055 OF 1996

DIRECTION.

HIGH COURT

MVJ
DRAFTED ON: 8-9-2005

NVR, J

DATE: 8-9-2005
NOTE: POST NEXT WEEK.

ORDER

W.P. NO. 19055 OF 1996

DIRECTION.